

1 THE HONORABLE JOHN C. COUGHENOUR  
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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 UNITED STATES OF AMERICA,

11 Plaintiff,

v.

12 SUMIT GARG,

13 Defendant.

CASE NO. CR21-0045-JCC

14 ORDER

15 This matter comes before the Court on the Government's motion to continue trial. (Dkt.  
16 No. 743.) For the reasons described below, the motion is GRANTED.

17 Defendant is charged with one count of conspiracy, in violation of 18 U.S.C. § 371, and  
18 with seven counts of stalking, in violation of 18 U.S.C. § 2261A. (Dkt. No. 117.) Defendant is  
19 proceeding *pro se* (Dkt. No. 174) and trial is set for January 16, 2024. (Dkt. No. 522.) The Court  
20 previously granted Defendant's request to continue trial, (*see* Dkt. No. 732), to allow more time  
21 for the CJA panel to secure standby counsel and for Defendant to prepare for trial. (*See generally*  
22 Dkt. No. 726.) The Government now petitions the Court to continue trial to a date no later than  
23 February 26, 2024. (*See* Dkt. No. 743.)

24 The CJA panel is still diligently searching for standby counsel. In addition, Defendant  
25 has not lodged a timely objection to the Government's motion, which the Court interprets as  
26 Defendant's acquiescence, namely, that he requires more time to prepare for trial. *See* LCrR

1 12(b)(4). Accordingly, the Court FINDS that the ends of justice will be served by ordering a  
2 continuance in this case, that a continuance is necessary to ensure sufficient time for Defendant  
3 to be assigned standby counsel and to effectively prepare for trial, that the additional time  
4 ordered is a reasonable period of delay, and that these factors outweigh the best interests of the  
5 public and the Defendant to a speedy trial, as set forth in 18 U.S.C. § 3161(h)(7)(A).

6 For the foregoing reasons, the Court ORDERS that the trial date be CONTINUED to  
7 March 4, 2024, and that the time between the filing of this Order and the new trial date is  
8 excludable time under the Speedy Trial Act, as provided in 18 U.S.C. § 3161(h)(7)(A).

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10 DATED this 10th day of October 2023.

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John C. Coughenour  
UNITED STATES DISTRICT JUDGE